

NOTICE OF APPEAL FROM THE EXAMINER  
TO THE BOARD OF PATENT APPEALS AND INTERFERENCES

Applicants: Spiros Jamas, D. Davidson Easson, Jr. and Gary R. Ostroff  
Serial No.: 10/719,432 Group: 1614  
Filed: November 21, 2003 Examiner: Delacroix Muirheid, Cybille  
Confirmation No.: 5697  
For: UNDERIVATIZED, AQUEOUS SOLUBLE  $\beta$  (1, 3) GLUCAN,  
COMPOSITION AND METHOD OF MAKING SAME

CERTIFICATE OF MAILING OR TRANSMISSION

I hereby certify that this correspondence is being deposited with the United States Postal Service with sufficient postage as First Class Mail in an envelope addressed to Commissioner for Patents, P.O. Box 1450, Alexandria, VA 22313-1450, or is being facsimile transmitted to the United States Patent and Trademark Office on:

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10/12/2005 BABRAHA1 00000094 10719432

01 FC:2401  
02 FC:2252

250.00 OP  
285.00 OP

Sir:

Applicant hereby appeals to the Board of Patent Appeals and Interferences from the decision dated April 7, 2005 of the Examiner finally rejecting claims 1-4. The item(s) checked below are appropriate:

1.  Applicant hereby petitions to extend the time for filing a Notice of Appeal in response to the Office Action Made Final dated [ ] for [ ] month(s) from [ ] to [ ].
2.  A two month extension of time to respond to the Office Action Made Final dated April 7, 2005 was filed on August 23, 2005 with payment of a \$225 fee.  
 Applicant hereby petitions for an additional one month extension of time to respond to the Office Action Made Final.
3.  A Request for Oral Hearing before the Board of Patent Appeals and Interferences is being filed concurrently herewith.

## 4. Fees are submitted for the following:

[ ] Extension of Time for [      ] month(s)	\$ _____
[ X ] Additional Extension of Time:	
Fee for Extension (3 mo.)	\$ <u>510</u>
Less fee paid (2 mo.)	- \$ <u>225</u>
Balance of fee due	\$ <u>285</u>
[ X ] Notice of Appeal	\$ <u>250</u>
[ ] Other _____	\$ _____
	TOTAL \$ <u>535</u>

## 5. The method of payment for the total fees is as follows:

- [ X ] A check in the amount of \$535 is enclosed.
- [ ] Please charge Deposit Account No. 08-0380 in the amount of \$[ ].

Please charge any deficiency or credit any overpayment in the fees that may be due in this matter to Deposit Account No. 08-0380. A copy of this document is enclosed for accounting purposes.

Respectfully submitted,

HAMILTON, BROOK, SMITH, REYNOLDS, P.C.

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Date: October 7, 2005